FORM ROC-BET-PROP

#### NEW HAMPSHIRE DEPARTMENT OF REVENUE ADMINISTRATION

## REPORT OF CHANGE

# PROPRIETORSHIP BUSINESS ENTERPRISE TAX RETURN IRS ADJUSTMENT ONLY

FOR DRAUSE ONLY Sequence #1 For the CALENDAR year 1993 or other tax year beginning and ending Mo LAST NAME FIRST NAME & INITIAL SOCIAL SECURITY NUMBER STEP 1 **Please Print** or Type SPOUSE'S LAST NAME FIRST NAME & INITIAL SPOUSE'S SOCIAL SECURITY NUMBER NUMBER & STREET ADDRESS PRINCIPAL BUSINESS ACTIVITY CODE: STREET ADDRESS CONTINUED SPOUSE'S PRINCIPAL BUSINESS ACTIVITY CODE: CITY/TOWN, STATE & ZIP CODE FOLLOW FEDERAL INSTRUCTIONS STEP 2 Check here if the IRS has made any agreed or partially agreed to adjustments for any Federal Income Tax Return which has not **Federal** been previously reported to N.H. Years covered by IRS. Information and Special JOINT RETURN AMENDED RETURN **FINAL RETURN** Return Type FOR REPORT OF CHANGE Not required to file a BET return, but required to file a BPT return: Complete your BPT return then PROCEED TO STEP 4. STEP 3 **COMPLETE PAGE 2 BEFORE COMPUTING TAX** STEP 4 12. (a) Business Enterprise Tax Balance Due Figure Your 12(a) [From page 2, line 11(a)]..... **Balance Due** 12. (b) Business Profits Tax Balance Due ٥r Overpayment 12(b) 12 13. (a) Business Enterprise Tax OVERPAYMENT From page 2, line 11(b)]..... 13(a) 13. (b) Business Profits Tax OVERPAYMENT 13(b) 13 (See instructions). 14. BALANCE DUE (Line 12 less line 13) Make check payable to: State of New Hampshire..... 14 15. OVERPAYMENT (Line 13 less line 12)..... 16. Apply Overpayment to: (a) Credit toward 1994 tax liability..... (b) Refund: Please allow 12 weeks for processing..... 16(b) STEP 5 UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE EXAMINED THIS RETURN AND TO THE BEST OF MY BELIEF IT IS TRUE, Signature CORRECT AND COMPLETE. IF PREPARED BY A PERSON OTHER THAN THE TAXPAYER, THIS DECLARATION IS BASED ON ALL INFORMATION OF WHICH THE PREPARER HAS KNOWLEDGE. SIGNATURE DATE SIGNATURE OF PAID PREPARER OTHER THAN TAXPAYER SPOUSE'S SIGNATURE DATE PREPARER'S TAX IDENTIFICATION NUMBER DATE PREPARER'S ADDRESS NH DEPT OF REVENUE ADMINISTRATION DOCUMENT PROCESSING DIVISION MAIL FOR DRAUSE ONLY TO: **PO BOX 637** CITY/TOWN, STATE & ZIP CODE CONCORD, NH 03302-0637 For next year, instead of receiving a Business Tax Booklet, do you wish to receive just a mailing label that you can give STEP 6 to your preparer? If yes, check here. Do not check this box if this is a report of change.



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If your business activities are conducted both within and without New Hampshire **AND** the business organization is subject to a business privilege tax, a net income tax, a franchise tax based upon net income, or a capital stock tax in another jurisdiction, whether or not it is actually imposed by the other jurisdiction, then the business enterprise must apportion its enterprise value tax base. Complete Form BET-80 to determine the values for lines 1, 2 and 3.

Dasi	e. Complete Form BE 1-80 to determine the values for fine	es 1, 2 and 3.		
		COLUMN "A" YOU	COLUMN "B" YOUR SPOUSE	
1.	Dividends Paid	1	1	
2.	Compensation and Wages Paid or Accrued	2	2	
3.	Interest Paid or Accrued	3	3	
4.	Enterprise Value Tax Base (Sum of lines 1, 2 and 3)	4	4	
5.	(a) N.H. Business Enterprise Tax (Line 4 multiplied by .0025)	5(a)	5(a)	
	(b) Enter total of lines 5(a) columns A and B		5(b)	
6.	Credits: (a) RSA 162-L:8 Credit	6(a)		
	(b) Statutory Credits (See instructions	6(b)	6	
7.	Subtotal (Line 5 less line 6. If negative, enter -0 -)		7	
8.	Payments: (a) Tax paid with Application for Extension	8(a)		
	(b) Payments made with original return (amended return only)	8(b)	8	
9.	Balance of Tax Due (Line 7 less line 8)		9	
	(a) BPT overpayment (See instructions)	9(a)		
	(b) Amount upon which interest and penalties are applied (Line 9 less line 9(a). If negative, enter - 0 -)	9(b)		
10.	Additions to Tax:			
	(a) Interest (See instructions)	10(a)		
	(b) Failure to Pay (See instructions)	10(b)		
	(c) Failure to File (See instructions)	10(c)	10	
11.	(a) BALANCE OF BUSINESS ENTERPRISE TAX DUE (Line 9 plus line 10)		11(a)	
11.	(b) OVERPAYMENT OF BUSINESS ENTERPRISE TAX (Line 8 less line 7 ad	djusted by line 10, if applicable.)	11(b)	
	The business enterprise Tax may be taken as a credit against your Business Profits Tax liability. If required, complete the appropriate Business Profits Tax return. Include the Business Enterprise Tax amount from line 5 above on the Business Profits Tax return on the line entitled "BUSINESS ENTERPRISE TAX CREDIT" under STEP 5. Complete your Business Profits Tax return before proceeding to STEP 4 of this return.  IF YOU ARE <b>NOT</b> REQUIRED TO FILE A BPT RETURN, CHECK HERE, ATTACH FEDERAL FORMS AND			
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SCHEDULES AND PROCEED TO STEP 4 OF THIS RETURN.

REPORT OF CHANGE - BUSINESS ENTERPRISE PROPRIETORSHIP TAX RETURN - 1993

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Line-by-Line Instructions

	Line by Line manualist					
STEP 1 Name, Address Federal ID Number	At the top of the return enter the beginning and ending dates of the taxable period if different than the calendar year 1993. If you have received a booklet of tax forms and Instructions with a pre-addressed label, remove it from the booklet cover and place it in the space provided. If no label was provided, please PRINT the enterprise's name, address, federal identification number and principal business activity code in the spaces provided.					
STEP 2 Federal Information and Special Return Type	Check the box if the IRS has made adjustments to the enterprise's federal income tax return that have not been previously reported to New Hampshire. Enter the tax years examined by the IRS on the line provided. Check the entity type which corresponds to your organizational structure. Check the AMENDED RETURN box if this is the second (or additional) return that has been filed for any ONE tax year, or to report a change. Check the FINAL RETURN box only when the corporation has ceased to exist.  IF YOU NO NOT MEET THE BET FILING REQUIREMENTS BUT ARE REQUIRED TO FILE A BPT RETURN, CHECK THE BOX IN STEP 2. COMPLETE YOUR BPT RETURN, THEN PROCEED TO STEP 4 OF THE FORM BET-LNG.					
STEP 3	Complete Page 2 of the return. See PAGE 2 LINE-BY-LINE INSTRUCTIONS					
STEP 4 Figure your Balance Due or Overpayment	Line 12(a) Enter the amount of your Business Enterprise Tax balance due, from page 2, line 11(a).  Enter the amount of your Business Profits Tax balance due, from NH-1120, line 16.  Enter the sum of lines 12(a) and 12(b).  Enter the amount of your Business Enterprise Tax overpayment, from page 2, line 11(b).  Enter the amount of your Business Enterprise Tax overpayment, from NH-1120, line 17.  Enter the sum of lines 13(a) and 13(b).					
	Line 14 If the balance of taxes due (line 12) is greater than the overpayment (line 13), then enter on line 14 the amount due (line 12 less line 13). If less than \$1.00, do not pay, but still file the return. <b>Make check or money order payable to: STATE OF NEW HAMPSHIRE</b> .  To ensure the check is credited to the proper account, please put the enterprise's federal identification number on the check.					
	Line 15 If the balance due (line 12) is less than the overpayment (line 13) then you have overpaid. Enter the amount overpaid (line					
	13 less line 12).					
	Line 16 The taxpayer has an option of applying any part of the overpayment or the total amount of the overpayment as a credit toward next year's tax liability. Enter the desired credit on line 16(a). The remainder, which will be refunded, should be entered on line 16(b). If line 16(a) is not completed, the entire overpayment will be refunded. Please allow 12 weeks for processing your refund.					
STEP 5 Signature	The return must be dated and signed by a corporate officer. If the return was completed by a paid preparer, then the preparer must also sign and date the return. The preparer must also enter their federal ID number and their complete address.					
STEP 6 Mailing Label	If you use a paid preparer you can help us reduce our costs by indicating that you do not need a tax booklet mailed to you next year. We will supply your preparer with forms and instructions. We will send you a postcard with your mailing label on it which you will need to give to your preparer. Disregard this section if you are filing a report of change.					
STEP 7 Filing Sequence Numbers	When filing you N.H. returns, please attach the forms according to the "SEQUENCE #" located in the upper right corner of each form. Attach your forms in the following order:    Sequence # Form# Sequence # Form# Sequence # Form# DP-160					
	LINE-BY-LINE INSTRUCTIONS FOR PAGE 2					
BET APPORTION- MENT	Business Enterprise Tax Base Apportionment: If your business enterprise activity is conducted both within and without New Hampshire and is subject to tax in another state, whether or not actually imposed by that state, complete Form BET-80 BUSINESS ENTERPRISE TAX APPORTIONMENT to determine the values for lines 1,2 and 3 of the Form BET-LNG. Enter the amount from line 24 onto line 2 of Form BET-LNG. Enter the amount from line 29 onto line 3 of Form BET-LNG. Proceed to line 4.					
LINE 1, PAGE 2	Enter the amount of dividends paid. "Dividends" means any distribution of money or property, other than the distribution of newly issued stock of the same enterprise, to the owners of a business with respect to their ownership interest in such enterprise from accumulated revenues and profits of the enterprise. Per RSA 77-E:1,VI, the term "Dividends" does <b>NOT</b> include the following:					
	- Distributions of money or property to beneficiaries of a trust qualified under section 401 of US IRC;					
	- Cash or non-cash payments of life, sickness, accident, or other benefits to members of their dependents or designated beneficiaries from a voluntary employee's beneficiary association qualified under section 501 (c)(9) of the US IRC;					
	- Distributions of money or property to participants from any common trust fund as defined under section 584 of the US IRC;					
	- Policy holder dividends as defined under section 808 of the US IRC, to the extent such dividends are not reduced pursuant to section 809 of the US IRC;					
	- Payment of interest on deposits of depositors of a mutual bank or credit union; or					
	<ul> <li>Distributions of money or property to or on behalf of beneficiaries of a trust which is either subject to taxation under section 641 or described in section 664 of the US IRC, provided that, this shall apply only to the extent that such trust limits its activities to personal investment activities which do not constitute business activities, and those incidental to or in support of such personal investment activities.</li> </ul>					



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Page 2 Line-by-Line Instructions (cont)

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ROC-BET-PROP	LINE-BY-LINE INSTRUCTIONS FOR PAGE 2 (continued)
LINE 2	Enter the amount of compensation paid or accrued, including deferred compensation. Include all wages, salaries, fees, bonuses, commissions or other payments paid or accrued in the taxable period. This includes compensation on behalf of or for the benefit of employees, officers, or directors of the business enterprise and subject to or specifically exempt from withholding under section 3401 of the US IRC.
	Payments made expressly exempt from withholding under Sections 3401(a)(1), (9), (10), (13), (14), (15), (16), (18), (19) and (20) of the US IRC should not be included in line 2.
LINE 3	Enter the amount of interest paid or accrued. Per RSA 77-E:1, XI, "interest" means:  All Amounts paid or accrued for the use or forbearance of money or property. The term "interest" shall not include amounts paid, credited or set aside in connection with reserves by insurers to fulfill policy and contractual responsibilities to policy holders or by voluntary employees' beneficiary associations qualified under section 501(c)(9) of the US IRC to fulfill obligations to members.
LINE 4	Enter the sum of lines 1, 2 and 3.
LINE 5	Multiply line 4 by .0025.
LINE 6(a)	Enter the amount of any Community Development Finance Authority Investment Tax Credit claimed pursuant to RSA 162-L:8. The amount of the credit shall not exceed the lesser of the total Business Enterprise Tax liability or \$200,000 in any given tax year.
LINE 6(b)	Enter the amount of any statutory credits claimed. For banks, this includes any 1993 Bank Tax estimate payments made prior to July 1, 1993. For other business enterprises, this includes the Business Transition Credit available pursuant to Chapter 350:38, Laws of 1993.
	The Business Transition Credit is available to taxpayers who meet <b>BOTH</b> of the following criteria:  1. The taxpayer paid BUSINESS PROFITS TAX for any period ending between January 1, 1987 and June 30, 1990.  AND  2. The taxpayer had a NET OPERATING LOSS for any taxable period ending between June 1, 1991 and June 30, 1992.
	If you meet both of these criteria, then you are eligible to claim the Business Transition Credit. Call the NH Department of Revenue Administration Forms Line (603) 271-2192 to request a "TRANSITION CREDIT WORKSHEET" to determine the amount of credit available.
LINE 6	Enter the sum of lines 6(a) and 6(b).
LINE 7	Enter the total amount of line 5 less line 6. If negative, enter -0
LINE 8(a)	Enter the amount paid with application of extension, Form BT-EXT.
LINE 8(b)	When filing an <b>AMENDED RETURN</b> , enter the amount of payment remitted with the original return.
LINE 8	Enter the sum of lines 8(a) and 8(b).
LINE 9	Enter the remainder of line 7 less line 8. Show a negative amount with parenthesis, i.e. (\$50).

**IF YOUR RETURN OR PAYMENT IS LATE:** Self-assessment of interest and penalties on lines 10(a) through 10(c) should be computed on the amount of line 9, unless there is an overpayment of the Business Profits Tax. Complete Form NH-1120 before proceeding to line 9(a). If there is an overpayment to the Business Profits Tax, complete lines 9(a) and line 9(b).

Buomicoo i romo	Education 1 Total Tax, complete into o(a) and into o(b).					
LINE 9(a)	Enter the amount of the Business Profits Tax overpayment from NH-1120, line 17.					
LINE 9(b) Line 9 less line 9(a). If negative, enter -0 This is the amount upon which the Business Enterprise Tax interest and p						
LINE 10(a)	Interest is calculated on the balance of tax due [line 9 or line 9(b)] from the original due date to the date paid. (Interest due = tax due x number of days x daily decimal rate.) Contact the department at (603) 271-2186 for applicable rate.					
LINE 10(b)	A penalty equal to 10% of any nonpayment or underpayment of taxes shall be imposed if the taxpayer fails to pay when due and the failure to pay is due to willful neglect or international disregard of the law but without intent to defraud. If the failure to pay is due to fraud, the penalty shall be 50% of the amount of the nonpayment or underpayment.					
LINE 10(c)	A taxpayer failing to timely file a complete return will be subject to a penalty equal to 5% of the tax due [line 9 or line 9(b) or \$10, whichever is greater for each month or part there of that the return remains unfiled. The total amount of this penalty shall not exceed 25% of the balance of tax due [line 9 or line 9(b)] or \$50, whichever is greater. Calculate this penalty starting from the original due date of the return until the date a complete return has been filed.					
LINE 10	Enter the total of lines 10(a) through 10(c).					
LINE 11(a) or Enter the balance of the BUSINESS ENTERPRISE TAX due, line 9 plus line 10, OR Enter the overpayment of the BUSINESS ENTERPRISE TAX, line 8 less line 7, adjusted by line 10.						

## COMPLETE YOUR BUSINESS PROFITS TAX RETURN BEFORE PROCEEDING TO STEP 4 OF THE BUSINESS ENTERPRISE TAX RETURN.

The Business Enterprise Tax may be taken as a credit against your Business Profits Tax liability. If required, complete the appropriate Business Profits Tax return. Include the Business Enterprise Tax amount from line 5 above on your Business Profits Tax return on the line entitled "BUSINESS ENTERPRISE TAX CREDIT" in STEP 5. Complete your Business Profits Tax return before proceeding to STEP 4 of this return.

IF YOU ARE NOT REQUIRED TO FILE A BUSINESS PROFITS TAX RETURN, CHECK THE BOX AT THE BOTTOM OF PAGE 2 AND PROCEED TO STEP 4 OF THE BUSINESS ENTERPRISE TAX RETURN.